

**IN THE HIGH COURT OF KERALA AT ERNAKULAM**

**PRESENT :**

**THE HONOURABLE MR. JUSTICE V.RAMKUMAR**

**MONDAY, THE 25TH JUNE 2007 / 4TH ASHADHA 1929**

**Crl.Rev.Pet.No. 2477 of 2007()**

-----  
**CRA.782/2005 of ADDL.SESIONS COURT-II, KOZHIKODE**  
**ST.1746/2004 of JUDL. MAGISTRATE OF FIRST CLASS-III, KOZHIKODE**  
-----

**REVN. PETITIONER: REVISION PETITIONER/APPELLANT/ACCUSED**

-----  
**P.RAJAN, S/O.CHANDU,**  
**AGED 56 YEARS, PUNNATH THADATHIL HOUSE,**  
**CHULLIPARAMBA, FAROKE COLLEGE PO,**  
**KOZHIKODE DT.**

**BY ADV. SRI.P.R.SREEJITH**

**RESPONDENTS: RESPONDENTS/COMPLAINANT**

-----  
**1. C.S.RAJESH, S/O.SHANMUGHAN,**  
**AGED 32 YEARS, PARAPURATH HOUSE, WEST NALLOOR,**  
**FAROKE, KOZHIKODE DT., REP.BY FATHER AND POWER OF**  
**ATTORNEY HOLDER SHANMUGHAN, S/O.APPU, DO. DO.**

**2. STATE OF KERALA REPRESENTED BY**  
**PUBLIC PROSECUTOR, HIGH COURT OF KERALA,**  
**ERNAKULAM.**

**BY PUBLIC PROSECUTOR**  
**SRI.K.B.SAJEESH**

**THIS CRIMINAL REVISION PETITION HAVING COME UP FOR ADMISSION**  
**ON 25/06/2007, THE COURT ON THE SAME DAY PASSED THE**  
**FOLLOWING:**

**V. RAMKUMAR, J.**

.....  
**Crl.R.P. No. 2477 OF 2007**  
.....

**Dated this the 25<sup>th</sup> day of June, 2007**

**O R D E R**

The revision petitioner, who was the accused in S.T.No.1746/2004 on the file of the JFCM-III, Kozhikode for an offence punishable under section 138 of the Negotiable Instruments Act, 1881, challenges the conviction entered and the sentence passed against him concurrently by the court below for the said offence.

2. Pending this revision, the parties have settled the matter and have filed Crl.M.A.No.6987/2007 under section 147 of the Act for recording the composition entered into by them. The composition is recorded and it will have the effect of an acquittal within the meaning of section 320(8) Cr.P.C. Money, if any, paid by the revision petitioner pursuant to orders, if any, passed by the lower appellate court shall be refunded to the revision petitioner.

This revision petition is disposed of as above.

**(V. RAMKUMAR, JUDGE)**

aks